

Message Text

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ACTION ACDA-10

INFO OCT-01 EUR-12 IO-13 ISO-00 ERDA-05 AF-10 ARA-10

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NASA-01 NEA-10 NSAE-00 NSC-05 OIC-02 SP-02 PA-01

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P R 031400Z AUG 77

FM USMISSION GENEVA

TO SECSTATE WASHDC PRIORITY 9946

INFO AMEMBASSY BONN

AMEMBASSY LONDON

AMEMBASSY MOSCOW

USMISSION NATO

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C O N F I D E N T I A L SECTION 1 OF 3 GENEVA 6557

E O 11652: GDA

TAGS: PARM, CCD

SUBJ: CCD: US-USSR WORKING GROUP ON RADIOLOGICAL WEAPONS/MASS

DESTRUCTION WEAPONS: ROUND TWO: SOVIET DRAFT AGREEMENT

ON MDW - MESSAGE NO. 2

1. AT THE FIRST MEETING OF THE WORKING GROUP ON AUGUST 2
THE SOVIET DELEGATION HANDED OVER THE DRAFT TEXT OF AN
AGREEMENT ON NEW MASS DESTRUCTION WEAPONS (MDW) WHICH THEY
ASSERTED HAS BEEN MODIFIED FROM THEIR EARLIER DRAFT TO TAKE
INTO ACCOUNT VIEWS EXPRESSED BY THE U.S. IN BILATERALS AND
IN THE CCD, AND BY OTHERS IN THE CCD.

QUOTE:

DRAFT AGREEMENT ON THE PROHIBITION OF THE DEVELOPMENT AND
MANUFACTURE OF NEW TYPES OF WEAPONS OF MASS DESTRUCTION
AND NEW SYSTEMS OF SUCH WEAPONS

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THE STATES PARTIES TO THIS AGREEMENT,
GUIDED BY THE INTERESTS OF STRENGTHENING INTERNATIONAL PEACE
AND SECURITY,
DESIRING TO CONTRIBUTE TO SAVING MANKIND FROM THE DANGER OF
THE USE OF NEW MEANS OF WARFARE, TO LIMITING THE ARMS RACE AND TO
BRING ABOUT DISARMAMENT,
RECOGNIZING THAT MODERN SCIENCE AND TECHNOLOGY HAVE REACHED

A LEVEL WHERE A SERIOUS DANGER ARISES OF THE DEVELOPMENT OF NEW,
STILL MORE DESTRUCTIVE TYPES OF WEAPONS OF MASS DESTRUCTION AND
OF NEW SYSTEMS OF SUCH WEAPONS,
CONSCIOUS THAT THE DEVELOPMENT AND MANUFACTURE OF SUCH
WEAPONS ARE FRAUGHT WITH THE MOST SERIOUS CONSEQUENCES FOR THE
PEACE AND SECURITY OF NATIONS,
BEARING IN MIND THAT RECENT YEARS HAVE SEEN THE CONCLUSION
OF A NUMBER OF IMPORTANT AGREEMENTS CONCERNING LIMITATION OF THE
ARMS RACE AND DISARMAMENT, INCLUDING THOSE RELATED TO THE PROHI-
BITION OF WEAPONS OF MASS DESTRUCTION,
EXPRESSING THE PROFOUND INTEREST OF STATES AND PEOPLES IN
THE ADOPTION OF MEASURES TO PREVENT THE USE OF THE ACHIEVEMENTS
OF MODERN SCIENCE AND TECHNOLOGY FOR THE DEVELOPMENT AND MANU-
FACTURE OF THE ABOVE-MENTIONED WEAPONS OF MASS DESTRUCTION,
DESIRING TO PROMOTE THE STRENGTHENING OF CONFIDENCE AMONG
NATIONS AND THE FURTHER IMPROVEMENT OF THE INTERNATIONAL SITUATION
SEEKING TO CONTRIBUTE TO THE REALIZATION OF THE LOFTY
PURPOSES AND PRINCIPLES OF THE CHARTER OF THE UNITED NATIONS,
HAVING AGREED ON THE FOLLOWING :

ARTICLE I

I. EACH STATE PARTY TO THIS AGREEMENT UNDERTAKES NOT TO
DEVELOP OR MANUFACTURE NEW TYPES OF WEAPONS OF MASS DESTRUCTION
AND NEW SYSTEMS OF SUCH WEAPONS.

FOR THE PURPOSES OF THIS AGREEMENT NEW TYPES AND NEW SYSTEMS
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OF WEAPONS OF MASS DESTRUCTION SHALL INCLUDE WEAPONS WHICH
MAY BE DEVELOPED IN THE FUTURE EITHER ON THE BASIS OF THE PRE-
SENTLY KNOWN SCIENTIFIC AND TECHNOLOGICAL PRINCIPLES THAT UP TO
DATE WERE NOT APPLIED, SINGLY OR JOINTLY, FOR THE DEVELOPMENT
OF WEAPONS OF MASS DESTRUCTION OR ON THE BASIS OF SCIENTIFIC AND
TECHNOLOGICAL PRINCIPLES THAT MAY BE DISCOVERED IN THE FUTURE
AND WHICH WILL HAVE CHARACTERISTICS OF THEIR DESTRUCTIVE
AND/OR INJURING EFFECT SIMILAR TO OR SURPASSING THOSE OF THE
KNOWN TYPES OF WEAPONS OF MASS DESTRUCTION.

THE LIST OF TYPES AND SYSTEMS OF WEAPONS OF MASS DESTRUC-
TION TO BE PROHIBITED UNDER THIS AGREEMENT IS CONTAINED IN THE
ANNEX TO THE AGREEMENT.

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P R 031400Z AUG 77
FM USMISSION GENEVA
TO SECSTATE WASHDC PRIORITY 9947
INFO AMEMBASSY BONN
AMEMBASSY LONDON
AMEMBASSY MOSCOW
USMISSION NATIO
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C O N F I D E N T I A L SECTION 2 OF 3 GENEVA 6557

2. IN THE EVENT THAT NEW AREAS OF DEVELOPMENT AND MANUFAC-
TURE OF WEAPONS OF MASS DESTRUCTION AND SYSTEMS OF SUCH WEAPONS
NOT COVERED BY THIS AGREEMENT EMERGE AFTER THE ENTRY INTO FORCE
OF THE AGREEMENT, THE PARTIES SHALL CONDUCT NEGOTIATIONS WITH A
VIEW TO EXTENDING THE PROHIBITION PROVIDED FOR IN THIS AGREEMENT
TO COVER SUCH POTENTIAL NEW TYPES AND SYSTEMS OF WEAPONS.

3. STATES PARTIES TO THE AGREEMENT MAY, IN CASES WHEN THEY
DEEM IT NECESSARY, CONCLUDE SPECIAL AGREEMENTS ON THE PROHIBITION
OF SINGLE NEW TYPES AND SYSTEMS OF WEAPONS OF MASS DESTRUCTION.

4. EACH STATE PARTY TO THIS AGREEMENT UNDERTAKES NOT TO
ASSIST, ENCOURAGE OR INDUCE ANY OTHER STATE, GROUP OF STATES OR
INTERNATIONAL ORGANIZATIONS TO ENGAGE IN ACTIVITIES CONTRARY
TO THE PROVISIONS OF PARAGRAPH I OF THIS ARTICLE.

ARTICLE II

EACH STATE PARTY TO THIS AGREEMENT UNDERTAKES, IN ACCORDANCE
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WITH ITS CONSTITUTIONAL PROCEDURES, TO TAKE THE NECESSARY MEASURES
TO PROHIBIT AND PREVENT ANY ACTIVITIES CONTRARY TO THE PROVISIONS
OF THIS AGREEMENT, WITHIN THE TERRITORY OF SUCH STATE OR IN ANY
TERRITORY UNDER ITS JURISDICTION OR UNDER ITS CONTROL, WHEREVER
IT MAY BE.

ARTICLE III

1. IN THE EVEN TTHAT ANY STATE PARTY TO THIS AGREEMENT HAS

ANY SUSPICIONS THAT ANOTHER STATE PARTY HAS VIOLATED THE PROVISIONS OF THIS AGREEMENT, THE PARTIES CONCERNED UNDERTAKE TO CONSULT ONE ANOTHER AND CO-OPERATE IN SOLVING THE PROBLEMS WHICH ARISE.

2. IF THE CONSULTATIONS REFERRED TO IN PARAGRAPH 1 OF THIS ARTICLE FAIL TO PRODUCE RESULTS MUTUALLY ACCEPTABLE TO THE PARTIES CONCERNED, THE STATE WHICH HAS SUCH SUSPICIONS MAY LODGE A COMPLAINT WITH THE SECURITY COUNCIL OF THE UNITED NATIONS. SUCH COMPLAINT MUST INCLUDE EVIDENCE CONFIRMING ITS VALIDITY, AS WELL AS A REQUEST FOR ITS CONSIDERATION BY THE SECURITY COUNCIL.

3. EACH STATE PARTY TO THIS AGREEMENT UNDERTAKES TO CO-OPERATE IN CARRYING OUT ANY INVESTIGATION WHICH THE SECURITY COUNCIL MAY INITIATE, IN ACCORDANCE WITH THE PROVISIONS OF THE CHARTER OF THE UNITED NATIONS, ON THE BASIS OF THE COMPLAINT RECEIVED BY THE COUNCIL. THE SECURITY COUNCIL SHALL INFORM THE STATES PARTIES TO THE AGREEMENT OF THE RESULTS OF THE INVESTIGATION.

4. EACH STATE PARTY TO THIS AGREEMENT UNDERTAKES TO PROVIDE OR SUPPORT ASSISTANCE, IN ACCORDANCE WITH THE CHARTER OF THE UNITED NATIONS, TO ANY STATE PARTY TO THE AGREEMENT WHICH SO REQUESTS, IF THE SECURITY COUNCIL DECIDES THAT SUCH STATE PARTY

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HAS BEEN EXPOSED TO DANGER AS A RESULT OF VIOLATION OF THE AGREEMENT.

ARTICLE IV

1. NOTHING IN THIS AGREEMENT SHALL BE INTERPRETED AS AFFECTING THE INALIENABLE RIGHT OF ALL THE STATES PARTIES TO THE AGREEMENT TO DEVELOP AND USE SCIENTIFIC RESEARCH AND DISCOVERIES EXCLUSIVELY FOR PEACEFUL PURPOSES WITHOUT ANY DISCRIMINATION.

2. THE STATES PARTIES TO THIS AGREEMENT UNDERTAKE TO FACILITATE SCIENTIFIC AND TECHNOLOGICAL CO-OPERATION IN THE USE OF THE LATEST ACHIEVEMENTS AND DISCOVERIES OF SCIENCE AND TECHNOLOGY FOR PEACEFUL PURPOSES.

ARTICLE V

EACH STATE PARTY TO THIS AGREEMENT UNDERTAKES TO PURSUE IN GOOD FAITH NEGOTIATIONS ON EFFECTIVE MEASURES TO LIMIT THE ARMS RACE IN ALL ITS FORMS AND PUT AN END TO IT, AS WELL AS ON A TREATY ON GENERAL AND COMPLETE DISARMAMENT UNDER STRICT AND EFFECTIVE INTERNATIONAL CONTROL.

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ARTICLE VI

1. ANY STATE PARTY MAY PROPOSE AMENDMENTS TO THIS AGREEMENT.
EACH PROPOSED AMENDMENT SHALL BE SUBMITTED TO THE DEPOSITARY
GOVERNMENTS AND CIRCULATED BY THEM TO ALL PARTIES TO THE
AGREEMENT, WHICH SHALL INFORM THE DEPOSITARY GOVERNMENTS OF
ACCEPTANCE OR REJECTION AS SOON AS POSSIBLE AFTER ITS RECEIPT.

2. THE AMENDMENT SHALL ENTER INTO FORCE FOR EACH STATE
PARTY ACCEPTING THE AMENDMENT UPON ITS ACCEPTANCE BY A MAJORITY
OF THE STATES PARTIES TO THE AGREEMENT, INCLUDING THE DEPOSITARY
GOVERNMENTS, AND THEREAFTER FOR EACH REMAINING STATE PARTY ON
THE DATE OF ITS ACCEPTANCE OF THE AMENDMENT.

ARTICLE VII

1. THIS AGREEMENT SHALL BE OF UNLIMITED DURATION.

2. EACH STATE PARTY TO THIS AGREEMENT SHALL, IN THE EXERCISE
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OF ITS NATIONAL SOVEREIGNTY, HAVE THE RIGHT TO WITHDRAW FROM THE

AGREEMENT IF IT DECIDES THAT EXTRAORDINARY CIRCUMSTANCES, RELATED TO THE SUBJECT-MATTER OF THE AGREEMENT, HAVE JEOPARDIZED ITS SUPREME INTERESTS. IT SHALL GIVE NOTICE OF SUCH WITHDRAWAL TO ALL OTHER STATES PARTIES TO THE AGREEMENT AND TO THE SECURITY COUNCIL OF THE UNITED NATIONS THREE MONTHS IN ADVANCE. SUCH NOTICE SHALL INCLUDE A STATEMENT OF THE EXTRAORDINARY CIRCUMSTANCES IT REGARDS AS HAVING JEOPARDIZED ITS SUPREME INTERESTS.

ARTICLE VIII

1. THIS AGREEMENT SHALL BE OPEN TO ALL STATES FOR SIGNATURE. ANY STATE WHICH DOES NOT SIGN THE AGREEMENT BEFORE ITS ENTRY INTO FORCE IN ACCORDANCE WITH PARAGRAPH 3 OF THIS ARTICLE MAY ACCEDE TO IT AT ANY TIME.

2. THIS AGREEMENT SHALL BE SUBJECT TO RATIFICATION BY SIGNATORY STATES. INSTRUMENTS OF RATIFICATION AND ACCESSION SHALL BE DEPOSITED WITH THE GOVERNMENTS OF....., WHICH ARE HEREBY DESIGNATE THE DEPOSITARY GOVERNMENTS.

3. THIS AGREEMENT SHALL ENTER INTO FORCE UPON THE DEPOSIT OF THE INSTRUMENTS OF RATIFICATION BY GOVERNMENTS, INCLUDING THE GOVERNMENTS DESIGNATED THE DEPOSITARY GOVERNMENTS OF THE AGREEMENT.

4. FOR STATES WHOSE INSTRUMENTS OF RATIFICATION OR ACCESSION ARE DEPOSITED SUBSEQUENT TO THE ENTRY INTO FORCE OF THIS AGREEMENT IT SHALL ENTER INTO FORCE ON THE DATE OF THE DEPOSIT OF THEIR INSTRUMENTS OF RATIFICATION OR ACCESSION.

5. THE DEPOSITARY GOVERNMENTS SHALL PROMPTLY INFORM ALL SIGNATORY AND ACCEDING STATES OF THE DATE OF EACH SIGNATURE, THE CONFIDENTIAL

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DATE OF DEPOSIT OF EACH INSTRUMENT OF RATIFICATION OR ACCESSION AND THE DATE OF THE ENTRY INTO FORCE OF THIS AGREEMENT, AND OF THE RECEIPT OF OTHER NOTICES.

6. THIS AGREEMENT SHALL BE REGISTERED BY THE DEPOSITARY GOVERNMENTS PURSUANT TO ARTICLE 102 OF THE CHARTER OF THE UNITED NATIONS.

ARTICLE IX

THIS AGREEMENT, THE CHINESE, ENGLISH, FRENCH, RUSSIAN AND SPANISH TEXTS OF WHICH ARE EQUALLY AUTHENTIC, SHALL BE DEPOSITED IN THE ARCHIVES OF THE DEPOSITARY GOVERNMENTS. DULY CERTIFIED COPIES OF THE AGREEMENT SHALL BE TRANSMITTED BY THE DEPOSITARY GOVERNMENTS TO THE GOVERNMENTS OF THE SIGNATORY AND ACCEDING STATES.

IN WITNESS WHEREOF THE UNDERSIGNED, DULY AUTHORIZED, HAVE
SIGNED THIS AGREEMENT.

DONE IN COPIES, AT ON THE DAY OF.....

ANNEX TO THE AGREEMENT

AN APPROXIMATE LIST OF TYPES AND SYSTEMS OF WEAPONS OF MASS
DESTRUCTION COVERED BY THE AGREEMENT ON THE PROHIBITION OF THE
DEVELOPMENT AND MANUFACTURE OF NEW TYPES OF WEAPONS OF MASS
DESTRUCTION AND NEW SYSTEMS OF SUCH WEAPONS

THE AGREEMENT ON THE PROHIBITION OF THE DEVELOPMENT AND
MANUFACTURE OF NEW TYPES OF WEAPONS OF MASS DESTRUCTION AND NEW
SYSTEMS OF SUCH WEAPONS SHALL PROHIBIT THE FOLLOWING TYPES AND
SYSTEMS OF WEAPONS:

1) RADIOLOGICAL MEANS OF NON-EXPLOSIVE TYPE BASED ON THE USE
OF RADIOACTIVE MATERIALS,
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2) TECHNICAL MEANS OF RADIATION STRIKE EFFECT BASED ON THE
USE OF CHARGED AND NEUTRAL PARTICLES TO AFFECT BIOLOGICAL TARGETS.
3) INFRASONIC MEANS BASED ON THE USE OF ACOUSTIC WAVES TO
AFFECT BIOLOGICAL TARGETS.
4) MEANS BASED ON THE USE OF ELECTROMAGNETIC WAVES TO AFFECT
BIOLOGICAL TARGETS.

THIS LIST OF TYPES AND SYSTEMS OF WEAPONS TO BE PROHIBITED
MAY BE, IN CASE OF NECESSITY, SUPPLEMENTED. END TEXT
UNQUOTE
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENT DRAFT, DISARMAMENT, MASS DESTRUCTION WEAPONS
Control Number: n/a
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Sent Date: 03-Aug-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Enclosure: n/a
Executive Order: GS
Errors: N/A
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Litigation History:
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Office: ACTION ACDA
Original Classification: CONFIDENTIAL
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Subject: CCD: US-USSR WORKING GROUP ON RADIOLOGICAL WEAPONS/MASS DESTRUCTION WEAPONS: ROUND TWO: SOVIET DRAFT AGREEMENT ON MDW - MESSAGE NO. 2
TAGS: PARM, MASS, US, UR, CCD
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/d391144f-c288-dd11-92da-001cc4696bcc
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